

THE HONORABLE FRANKLIN BURGESS

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

RICHARD HIBDON,

Plaintiff,

v.

STAFFORD CREEK CORRECTIONS  
CENTER, a Washington state operated  
correctional facility; WASHINGTON STATE  
DEPARTMENT OF CORRECTIONS;  
JUDITH MILLER an agent of the State of  
Washington; DAVID THOMPSON, an agent of  
the State of Washington; LUCIANO L.  
FIGUEROA, an agent of the State of  
Washington; ANITA TRAVIS, an agent of the  
State of Washington; and JANE and JOHN  
DOES 1-20,

Defendants.

NO. C06 5469 FDB

STIPULATION AND ORDER STAYING  
PROCEEDINGS

Plaintiff, Defendant Stafford Creek Corrections Center ("SCCC"), Defendant Washington State Department of Corrections ("DOC"), Defendant Judith Miller, Defendant David Thompson, Defendant Luciano L. Figueroa, and Defendant Anita Travis, hereby stipulate that all further proceedings in this matter shall be stayed pending resolution of the Plaintiff's state law claims in Pierce County Superior Court. The parties further agree that

STIPULATION AND ORDER STAYING PROCEEDINGS - 1 of 5  
(C06 5469 FDB)

[07 Jan 23 Hibdon C06-5469 Stip Order Staying Proceedings.doc]

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1 Plaintiff will not amend his state court complaint to include his federal claim under 42 USC §  
2 1983.

3  
4 DATED this \_\_\_\_ day of January, 2007.

5 GORDON, THOMAS, HONEYWELL,  
6 MALANCA, PETERSON & DAHEIM LLP

7 By \_\_\_\_\_  
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10 Attorneys for Plaintiff

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12 Approved as to Form; Notice of  
13 Presentation Waived:

14 ATTORNEY GENERAL OF WASHINGTON

15 By \_\_\_\_\_

16 Paul F. James, WSBA #13525  
17 Attorneys for Defendants SCCC, DOC, Thompson, Figueroa, and Travis

18 PAINE HAMBLÉN COFFIN BROOKE & MILLER, LLP

19  
20 By \_\_\_\_\_  
21 Gerald Kobluk, WSBA No. 22994  
Attorneys for Defendant Miller

ORDER

THIS MATTER having come before the above-entitled Court upon the above Stipulation and Order Staying Proceedings, and the Court having reviewed the files and pleadings herein, and having deemed itself fully apprised in the premises, now, therefore, it is hereby ORDERED, ADJUDGED AND DECREED that all further proceedings in this matter shall be stayed pending resolution of the Plaintiff's state law claims in Pierce County Superior Court.

DATED this 23<sup>rd</sup> day of January 2007.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE

Presented by:

GORDON, THOMAS, HONEYWELL,  
MALANCA, PETERSON & DAHEIM LLP

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7 Attorneys for Defendants SCCC, DOC, Thompson, Figueroa, and Travis  
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1 PAINE HAMBLIN COFFIN BROOKE & MILLER, LLP

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3 By \_\_\_\_\_  
4 Gerald Kobluk, WSBA No. 22994  
5 Attorneys for Defendant Miller

6 **CERTIFICATE OF SERVICE**

7 I hereby certify that on January \_\_, 2007, I electronically filed the foregoing with the  
8 Clerk of the Court using the CM/ECF system which will send notification of such filing to the  
9 following: Paul F. James at [PaulJ@atg.wa.gov](mailto:PaulJ@atg.wa.gov), and Gerald Kobluk at  
10 [Gerald.kobluk@painehamblen.com](mailto:Gerald.kobluk@painehamblen.com).

11 s/ Thomas B. Vertetis  
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